

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

M. Sander

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office. OCT 24 2008

Returned to applicant for correction.

Corrected application filed. Map filed. NOV 03 2008

The applicant. CITY OF FERNLEY

595 SILVER LACE BLVD. of FERNLEY, NEVADA 89408

Street and No. Or P.O. Box No City or Town

hereby makes... application for permission to change the.

☐ Point of diversion ☒ Place of use ☒ Manner of use ☒ Of a portion

of water heretofore appropriated under TRUCKEE RIVER DECREE CLAIM #3, UNITED STATES OF AMERICA VS. ORR WATER DITCH CO., ET.AL. IN EQUITY A-3, FEDERAL DISTRICT COURT OF NEVADA.

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree identify right in Decree.

- The source of water is. TRUCKEE RIVER
Name of stream, lake, underground, spring or other sources.
 - The amount of water to be changed. 31.365 ac-ft.
feet, acre-feet. One second foot equals 448.83 gallons per minute.
 - The water to be used for. MUNICIPAL & DOMESTIC
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.
 - The water heretofore used for. AS DECREED
If for stock state number and kind of animals.
- The water is to be diverted at the following Point. Derby Dam being located in N1/2 SW1/4, Section 19, T.20N., R.23E., MDB&M.
- Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
- The existing point of diversion is located within. UNCHANGED
If point of diversion is not changed, do not answer.
 - Proposed place of use. SEE ATTACHMENT "A". FOR MAP OF PROPOSED POU USE
MAP ON FILE UNDER 71382.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

83-55

8. Existing place of use...1.84 acres in the NE ¼ SW ¼ and 1.93 acres in the SE ¼ SW ¼, as defined by TCID SN# 1041-1-C; and 1.10 acres in the NE ¼ SW ¼ and 2.10 acres in the SE ¼ SW ¼, as defined by TCID SN# 1041-1-M, all in Section 12, T.20N., R.24E., M.D.B.&M., [6.97 acres total] 1014-1-M
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from.....1/1.....to.....12/31.....of each year.
Month and Day Month and Day
10. Use permitted from.....AS DECREED.....
11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)....DIVERSION DAM, TRUCKEE CANAL SURFACE WATER TREATMENT PLANT & DISTRIBUTION LINES.....
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.
12. Estimated cost of works.....\$5.5 MILLION.....
13. Estimated time required to construct works.....5 YEARS.....
If well completed, describe well.
14. Estimated time required to complete the application of water to beneficial use...10 YEARS...
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.....The Surface water will be diverted to a treatment facility meeting the requirements of the US EPA Surface Water Rule. The finished water will be blended w/groundwater producing a product meeting the Safe Drinking Water Act. Alternately, the surface water may be diverted to a recharge basin for aquifer recharge, storage, and recovery.....

(775) 784-9920

Phone No.

By:.....Lowell Patton, Director, City of Fernley
Public Works Department.....

Print or type name clearly

Signature, applicant or agent

.....595 Silver Lace Blvd.....
Street and No., or P.O. Box No.

.....Fernley, NV 89408
City, State, Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

RECEIVED

OCT 24 2008

STATE ENGINEER'S OFFICE

\$150 FILING FEE MUST ACCOMPANY APPLICATION

Protested: January 2, 2009, by the Pyramid Lake Paiute Tribe of Indians

ATTACHMENT A

PROPOSED PLACE OF USE:

T.20 N., R. 24 E., M.D.B. & M.

Portion of Sections 9 and 10, Sections 11, 12, 13, 14 and 15;
Portion of Sections 16, 17, and 20, Sections 21, 22, 23, 24, 25, 26, 27 and 28;
Portion of Sections 29, 30, and 31, Sections 32, 33, 34, 35 and 36.

T.20 N., R. 25 E., M.D.B. & M.

Sections 1, 2 and 3;
Portion of Sections 4 and 5, Sections 7 through 36.

T.20 N., R. 26 E., M.D.B. & M.

Portion of Section 5, Sections 6 and 7; Portion of
Sections 8 and 17, Sections 18 and 19; Portion of
Sections 20 and 29, Sections 30 and 31; Portion of
Section 32.

T.21 N., R. 25 E., M.D.B. & M.

Portion of Sections 13, 23 and 24, Section 25;
Portion of Sections 26, 27, 28 and 33, Sections 34, 35 and 36

T.21 N., R. 26 E., M.D.B. & M.

Portion of Sections 5, 7 and 8, Section 17;
Portion of Section 18, Sections 19, 20, 29, 30, 31, and 32.

T.22 N., R. 26 E., M.D.B. & M.

Portion of Sections 28, 32 and 33.

T.19 N., R. 25 E., M.D.B. & M.

All of Sections 1 through 36.

T.19 N., R. 24 E., M.D.B. & M.

Sections 1, 2, 3, 4 and 5;
Portion of Section 6, Sections 7 through 36.

T.19 N., R. 23 E., M.D.B. & M.

Portion of Sections 1, 12, 13, 14 and 23, Sections 24 and 25;
Portion of Sections 26, 27 and 34, Sections 35 and 36.

RECEIVED

OCT 24 2008

STATE ENGINEER'S OFFICE